IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 16444 of 2006

DATED: 7.8.2006

Between:

P.A. Vali PETITIONER

And

The Vice Chairman & Managing Director,
APSRTC,
Musheerabad, Hyderabad and others Respondetns

THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No. 16444 of 2006

Order:

The petitioner is working as driver with the respondents-APSRTC. While discharging his duties as driver, on 10.4.2006 the second respondent directed the petitioner to attend periodical medical examination. Accordingly, the petitioner attended the medical examination and the Medical Officer, APSRTC Dispensary, Hindupur vide letter dated 12.4.2006 declared him as unfit for post of A-1 driver due to near and distant vision defect in both eyes. Thereafter the second respondent issued proceedings dated 19.6.2006 retiring the petitioner from service without offering him alternative post in terms of Circular No. 40/2005 dated 26.8.2005. Thereafter, the petitioner made an application dated 24.6.2006 requesting the authorities to provide alternative employment as per Section 47 of the Persons with Disabilities (Equal opportunities, protection of rights and full participation) Act 1 of 1995 (for short 'the Act'). However, the respondents took no action on the said representation and the petitioner is not allowed to duties w.e.f. 12.4.2006, the date on which he was declared unfit by the Medical Officer.

Heard the learned counsel for the petitioner and the learned Standing Counsel for the respondents-APSRTC.

Since the application of the petitioner dated 24.6.2006, seeking alternative employment as per Section 47 of the Persons with Disabilities (Equal opportunities, protection of rights and full

participation) Act 1 of 1995 (for short 'the Act'), is said to be pending consideration before respondent No.3, I deem it appropriate to dispose of the writ petition directing respondent No.3 to consider the application of the petitioner dated 24.6.2006 and pass appropriate speaking orders in accordance with law particularly in the light of Section 47 of the Act, as expeditiously as possible, preferably within a period of three months from the date of receipt of copy of this order.

With the above direction, the writ petition is disposed of.

No costs.

_____

N.V. RAMANA, J.

Date: 07.08. 2006
tvk

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 16444 of 2006

DATED: .7.8.2006